

# **BOONE COUNTY BOARD OF COMMISSIONERS**

## **MINUTES OF THE February 07, 2022 MEETING**

The Boone County Board of Commissioners met in regular session at 9:00 AM on Monday, February 07, 2022 in the Connie Lamar Meeting Room located on the main floor of the Boone County Annex Building at 116 W. Washington Street, Room 105, Lebanon, IN 46052 with the following personnel in attendance:

Jeff Wolfe	Commissioner, President
Donnie Lawson	Commissioner, Vice President
Tom Santelli	Commissioner
Bob Clutter	County Attorney
Lori Rapp	Interim Administrative Assistant

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### **DETERMINATION OF QUORUM AND PLEDGE TO THE FLAG**

Commissioner Wolfe opened the meeting at 9:02 AM with a quorum of all three (3) Commissioners present and led the Pledge to the Flag in unison.

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### **IN THE MATTER OF MINUTES**

Commissioner Santelli moved to approve the Minutes of January 18, 2022 Commissioners' Meeting as presented. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

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### **MATTER OF LEGAL ISSUES**

***Attorney Bob Clutter presented the following items:***

- 1) Receive letter from Jessica Fouts – Clerk requesting approval to use the Courthouse as a vote center.  
Saturday April 23, 2022 from 8am to 3pm  
Thursday April 28, 2022 from 8am to 8pm  
Friday April 29, 2022 from 8am to 8pm  
Saturday April 30, 2022 from 8am to 3pm  
Monday May 2, 2022 from 8am to 12pm  
Tuesday May 3, 2022 from 6am to 6pm

Commissioner Lawson moved to approve the request from Clerk Jessica Fouts to use the Courthouse as a vote center. Motion seconded by Commissioner Santelli; motion passed unanimously 3-0.

- 2) Reminder at the next Commissioner meeting there will be a Public Hearing on Re-Establishing the Cumulative Bridge rate and is being published in two papers. Scheduled for 9:00 am in the Connie Lamar room.
- 3) Agreement from Stiffle to act as the underwriter and placement agent relating to possible municipal bonds for the Jail project. This does not commit the Commissioners to anything, just a place holder for them to act as underwriter placement agent in the event that the County does issue bonds Greg Clark.

Commissioner Santelli moved to approve the agreement from Stiffle to act as the underwriter and placement agent if bonds are issued on the Jail project. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

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### **IN THE MATTER OF FFY2021 EMPG AGREEMENTS**

Attorney Bob Clutter and Commissioner Wolfe, presented the EMPG standard annual Agreement for salary reimbursement through the state Attorney Bob Clutter recommended ratification of the agreement.

Commissioner Santelli moved to approve the ratification of the EMPG agreement. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

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### **IN THE MATTER OF ATLAS IDEM LETTER**

Phil Schlak with Atlas, presented a letter from IDEM that states their approved plan for closure. Commissioners requested a survey of the property and Phil Schlak will try to have this at the next Commissioners meeting.

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### **IN THE MATTER OF MOU REGARDING TRECS**

Michael Nance, Community Corrections, presented an MOU regarding TRECS, this allows Community Corrections to intercept state tax returns for their clients who have delinquent fees. This has been approved by the advisory board.

Commissioner Lawson moved to approve the MOU regarding TRECS. Motion seconded by Commissioner Santelli; motion passed unanimously 3-0.

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### **IN THE MATTER OF COMMUNITY CORRECTIONS 2021 ANNUAL REPORT**

Michael Nance, Community Corrections, presented their 2021 Annual Report, this has been approved by the advisory board.

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### **IN THE MATTER OF CENTERTOWNSHIP ELECTRIC ESTIMATE**

Lori Rapp, Facility Office Manager, presented an estimate from Centertownship Electric to convert the Boone County Annex to LED lights.

Commissioner Lawson moved to approve the Centertownship Electric Estimate to convert the Boone County annex to LED lights. Motion seconded by Commissioner Santelli; motion passed unanimously 3-0.

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### **IN THE MATTER OF CONEXCO CHANGE ORDER #1 BRIDGE 174**

Nick Parr, Director of Highways, presented a Conexco change order #1 for the replacement of Br. 174 on CR 125 E. This change order is a reduction in the original contract price. The original contract price was \$556,993.73 and the new contract price is \$556,280.34 with a total reduction of \$713.39.

Commissioner Santelli moved to approve the Conexco change order #1 for Bridge 174. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

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### **IN THE MATTER OF CONEXCO CHANGE ORDER #1 BRIDGE 175**

Nick Parr, Director of Highways, presented a Conexco change order #1 for the replacement of Br. 175 on CR 350 S. This change order is a reduction in the original contract price. The original contract price was \$579,695.85 and the new contract price is \$563,198.08 with a total reduction of \$16,497.77.

Commissioner Lawson moved to approve the Conexco change order #1 for Bridge 175. Motion seconded by Commissioner Santelli; motion passed unanimously 3-0.

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### **IN THE MATTER OF COBALT CIVIL CHANGE ORDER #1 JE-020**

Nick Parr, Director of Highways, presented a Cobalt Civil change order #1 for the replacement of JE-020 on CR 50 S. This change order is a reduction of materials needed from the original contract amount. The amount of the reduction is \$8,220.94.

Commissioner Santelli moved to approve the Cobalt Civil change order #1 JE-020. Motion seconded by Commissioner Lawson motion passed unanimously 3-0.

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### **IN THE MATTER OF HIGHWAY 2021 ANNUAL REPORT**

Nick Parr, Director of Highways, presented their 2021 Annual Report

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### **IN THE MATTER OF OLD BUSINESS**

Nothing at this time.

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### **IN THE MATTER OF STAFF REPORTS**

➤ APC – Rachel Cardis

- Coroner's Office – Justin Sparks
- Facilities / Capital Investments – Max Mendenhall
- Health Department – Lisa Younts / Abby Messenger
- Highway Department – Nick Parr
- Human Resources – Megan Smith
- IT Support – GUTS
- Other Elected Officials

***Justin Sparks, Boone County Coroner presented:***

1) End of year report for 2021. January of this year was another busy month 18 investigations while three of his employees had COVID, so they had to adjust and flex to make these investigations happen.

***Dr. Services, Boone County Health Officer presented:***

For the first time in two years he is cautiously optimistic. Last week all 92 counties in the state of Indiana were still red. In Boone County last week we still had 762 cases per 100,000 and positivity rate was still 30%. The prior to last week the County had about 1492 cases so there was a significant drop in cases. Numbers this week will probably not be accurate do to the two day closure of the County. State and CDC have mentioned this going from Epidemic to Endemic. The County was doing about 300 tests a day and now down to about 50, 60 or 70 a day. The schools are doing well, their numbers are coming down. The state has decided to cut down on contact tracing.

***Nick Parr, Director of Highway Department presented the following items:***

1) Construction in right-of-way permit (#202210003) for Citizens Energy Group at 7044 W 96<sup>th</sup> St for underground linear construction for new gas service. Bond amount of \$10,000. The Boone County Highway Department recommends approval.

Commissioner Lawson moved to approve the construction in right-of-way permit (#202210003). Motion seconded by Commissioner Santelli; motion passed unanimously 3-0.

2) Construction in right-of-way permit (#202210004) for Centerpoint Energy at 6577 W Deerfield Dr. for tap pit for new gas service. Bond amount of \$5,000. The Boone County Highway Department recommends approval.

Commissioner Lawson moved to approve the construction in right-of-way permit (#202210004). Motion seconded by Commissioner Santelli; motion passed unanimously 3-0.

3) Vonterra Performance Bond for Section 1 Common Area Sidewalks: Request approval of the release of the performance bond for section 1 common area sidewalks for Vonterra. All other bonds were transferred to maintenance bond when Zionsville took over jurisdiction. The bond amount to be released is \$17,904.00.

This was tabled until Nick makes sure Zionsville agrees and Nick will bring back to the next meeting.

- 4) Cintas Uniform Agreement: Request execution of the uniform agreement with Cintas. Pricing includes per shirt and sweatshirt per week.

Commissioner Lawson moved to approve the Cintas Uniform Agreement. Motion seconded by Commissioner Santelli; motion passed unanimously 3-0.

- 5) Br. 150 Right of Way Donation Thank You Letter: Request execution of the thank you letter to Mr. Bill Emmert for the donation of land for the bridge replacement project of bridge 150. Mr. Emmert's cooperation and support saved the county a significant amount of money for the right of way phase of this project.

Commissioner Lawson moved to approve the Cintas Uniform Agreement. Motion seconded by Commissioner Santelli; motion passed unanimously 3-0.

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### **IN THE MATTER OF DOCUMENT SIGNING**

- 1) Attorney Bob Clutter presented two presented two affidavits for payment:
  - a. Lochmueller Group for SC-015 Invoice #310261 for \$3,731.85.
  - b. USI Consultants Bridge 202 Invoice #14735 \$1,606.67.

Commissioner Lawson moved to approve the two affidavits for payments. Motion seconded by Commissioner Santelli; motion passed unanimously 3-0.

- 2) Attorney Bob Clutter presented two presented an affidavits for payment, to BNY for trustee fees in the amount of \$2,000.00 for Dec 17, 2021 – Dec 16, 2022.

Commissioner Santelli moved to approve the two affidavits for payments. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

- 3) Claims Dockets – regular, prepaids, payroll, and insurance.

Commissioner Santelli moved to approve the a claim for Taft from December 22, 2021 claim cycle in the amount of \$7,338.42 but will discuss the claim with Councilman Lamb. Motion seconded by Commissioner Lawson; motion passed unanimously 3-0.

Commissioner Lawson moved to approve the rest of the Budgetary Claims presented from the Auditor's Office. Motion seconded by Commissioner Santelli; motion passed unanimously 3-0.

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### **IN THE MATTER OF MAIL**

Commissioner President Wolfe stated that the Commissioners would review the mail after the meeting since.

## **IN THE MATTER OF ADJOURNMENT**

With no further business, Commissioner Lawson moved to adjourn the Boone County Commissioners' Meeting at 10:48 AM on Monday, February 07, 2022. Motion seconded by Commissioner Santelli; motion passed unanimously 3-0.